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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)
) CR S-04-481 GEB
12 Plaintiff,)
) STIPULATION AND ORDER RESETTNG
13 v.) STATUS CONFERENCE, AND EXCLUDING
) TIME UNDER THE SPEEDY TRIAL ACT
14 RAHMAN ABUL SHADEBADI,)
)
15 Defendant.)
16 _____)

17 The United States of America, through its counsels of record,
18 McGregor W. Scott, United States Attorney for the Eastern District
19 of California, and William S. Wong, Assistant United States
20 Attorney, and defendant Rahman Abul Shadebadi, through his counsel
21 of record, Peter Kmeto, Esq., hereby stipulate and agree that the
22 status conference and/or entry of plea be continued to April 28,
23 2006, at 9:00 a.m.

24 The defendant has retained Pete Kmeto, Esq., and his counsel is
25 currently in a jury trial in United States v. Greer, et al., CR-S-
26 03-042 FCD. The parties need further time to resolve and complete
27 investigation that may impact the sentence in this case and,
28 therefore, need additional time for further investigation.

Accordingly, the parties stipulate that time be excluded for the pendency of the previously filed motion pursuant to 18 U.S.C. § 3161(h)(1)(F) and Local Code E - delay resulting from any pending pretrial motion, and 18 U.S.C. § 3161(h)(8)(B)(iv) and Local Code T4 - additional time to conduct further investigation regarding issues that may impact sentence and due to the unavailability of defense counsel.

IT IS SO STIPULATED.

McGREGOR W. SCOTT
United States Attorney

Dated: March 23, 2006

By: /s/ William S. Wong
WILLIAM S. WONG
Assistant U.S. Attorney
Attorneys for Plaintiff

DATED: March 23, 2006

By: /s/ Peter Kmeto
PETER KMETO
Attorney for Defendant
RAHMAN ABUL SHADEBADI

ORDER

UPON GOOD CAUSE SHOWN and by stipulation of all parties, it is hereby ordered that this matter be set for further status conference and/or entry of plea as set forth above.

The Court finds excludable time as set forth above to and including April 28, 2006.

IT IS SO ORDERED.

Dated: April 19, 2006

/s/ Garland E. Burrell, Jr.
GARLAND E. BURRELL, JR.
United States District Judge